

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lionel Gordon EVANS

Serial No.: 10/555,070

Filed: October 21, 2005

For: MATERIAL IMMERSION APPARATUS

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attention: APPLICATION BRANCH**  
**MISSING REQUIREMENTS OF APPLICATION**

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed **September 5, 2006**, copy attached.

- Declaration in compliance with 37 C.F.R. §1.63.
- Declaration in compliance with 37 C.F.R. §1.63, attached to copy of specification as filed.
- Small Entity Declaration.
- If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Appln. No. 10/555,070

Respectfully submitted,

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Atty. Docket: P70938US0  
Date: November 6, 2006  
JCH/cmf

MOJ 9/8/06  
TC 9-806

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO. 10/555,070	FIRST NAMED APPLICANT Lionel Gordon Evans	ATTY. DOCKET NO. P70938US0
		INTERNATIONAL APPLICATION NO. PCT/NZ04/00074
		I.A. FILING DATE 04/19/2004
		PRIORITY DATE 04/28/2003
<p>00136            JACOBSON HOLMAN PLLC            400 SEVENTH STREET N.W.            SUITE 600            WASHINGTON, DC 20004</p> <p>JACOBSON HOLMAN PLLC            Response Due On Or Before  <u>11</u> / <u>15</u> / <u>06</u>            Month Day Year</p>		CONFIRMATION NO. 9089 371 FORMALITIES LETTER
		 *OC000000020293303*

Date Mailed: 09/05/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/28/2005
  - Copy of the International Search Report filed on 10/28/2005
  - Copy of IPE Report filed on 10/28/2005
  - Preliminary Amendments filed on 10/28/2005
  - Request for Immediate Examination filed on 10/28/2005
  - U.S. Basic National Fees filed on 10/28/2005
  - Priority Documents filed on 10/28/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/555,070	PCT/NZ04/00074	P70938US0

FORM PCT/DO/EO/905 (371 Formalities Notice)